



Lewis and Clark County Community Development and Planning

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June 1, 2017

NOTICE IS HEREBY GIVEN that Resolution No. 2017-45 of Intention to Create the Helena Valley Flood Mitigation Rural Improvement District was adopted by the Lewis and Clark County Commission on Tuesday, May 30, 2017. The designated number of the district is 2017-5, and the resolution describing details of the proposed district including the boundary is on file in the office of the County Clerk and Recorder.

The purpose of the district is to defray the cost of making flood mitigation improvements through a tax upon benefiting properties. The general character of proposed improvements includes the recommended flood mitigation infrastructure improvements described in the 2013 Flood Mitigation Master Plan.

Assessments are proposed to be implemented in accordance with 7-12-2151(1)(d) MCA, with each lot, tract, or parcel of land in the district being assessed an equal amount based upon the total cost of the improvements. The estimated total cost for fully completing flood mitigation improvements is \$9,700,800.00, to be partially funded through levying an annual \$100.00 special assessment upon benefiting properties. If an increase occurs in the number of benefited lots, tracts, or parcels within the boundaries of the district during the term of the bonded indebtedness, the assessment per lot, tract, or parcel then in the district will be recalculated as provided in 7-12-2151(4) MCA

Benefitting properties of the proposed district were identified using the following criteria:

Criterion 1: properties that front a proposed improvement;

Criterion 2: properties that are subject to flooding as indicated by the 1% or .2% annual chance floodplain or floodway;

Criterion 3: properties that are accessed through roadway subject to flooding as indicated by the 1% or .2% annual chance floodplain or floodway, and do not meet Criteria 1, 2, and 4; and

Criterion 4: properties that are accessed through roadway to be serviced by a proposed improvement and do not meet Criteria 1, 2, and 3, as shown on Exhibit "E".

Any owner of property within the proposed district may submit protest against creation or details of the district. Protest must be in writing, identify the property in the proposed district, and be signed by all owners of the property during the protest period. If someone who owns multiple properties submits protest, the protest will apply to all properties under the same ownership.

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Protest and written comments must be delivered to the County Clerk and Recorder's Office by 5:00 p.m. on Friday, July 7, 2017. The mailing address is 316 N Park Ave., Helena, Montana, 59623; the street address is Room 113, City-County Building, 316 North Park Avenue, Helena, Montana.

Each lot within the proposed district will be allowed a protest. If the owners of more than 50% of the lots protest creation, the district will not move forward for a period of 6 months.

An optional form for protest, support, and/or comments has been provided with this notice.

Comment may also be given during the upcoming public hearing on a resolution to create the district. The Lewis and Clark County Commission will hold a public hearing on a resolution to create the district on **Tuesday, July 11, 2017, at 9:00 a.m.**, Room 330 of the City-County Building, 316 N. Park Ave., Helena, Montana, at which time the board will hear and consider all protests that may be made against the creation or details of the district.

For further information, please contact Matt Heimel, Special Districts Planner, at (406) 447-8374, or at mheimel@lccountymt.gov.

Information including County Commission agenda packets, resolutions, and district maps are available at:

<http://www.lccountymt.gov/cdp/special-districts/helena-valley-flood-mitigation-rural-improvement-district.html>

The 2013 Flood Mitigation Master Plan and other flood information can be accessed at:

<http://www.lccountymt.gov/admin-finance/flood-information.html>